

§ 116.55

c. Betterments _____ \$ _____
 Expected savings in repair or maintenance costs:
 a. Repair _____ \$ _____
 b. Maintenance _____ \$ _____
 Costs attributable to requirements of railroad and/or highway traffic _____ \$ _____
 Expenditure for increased carrying capacity _____ \$ _____
 Expired service life of old bridge _____ \$ _____
 Subtotal _____ \$ _____
 Share to be borne by the bridge owner _____ \$ _____
 Contingencies _____ \$ _____
 Total _____ \$ _____
 Share to be borne by the United States _____ \$ _____
 Contingencies _____ \$ _____
 Total _____ \$ _____

(d) The Order of Apportionment of Costs will include the guaranty of costs.

§ 116.55 Appeals.

(a) Except for the decision to issue an Order to Alter, if a complainant disagrees with a recommendation regarding obstruction or eligibility made by a District Commander, or the Chief, Office of Bridge Administration, the complainant may appeal that decision to the Assistant Commandant for Operations.

(b) The appeal must be submitted in writing to the Assistant Commandant for Operations, U.S. Coast Guard, 2100 Second Street, SW., Washington, DC 20593-0001, within 60 days after the District Commander's or the Chief's, Office of Bridge Administration decision. The Assistant Commandant for Operations will make a decision on the appeal within 90 days after receipt of the appeal. The Assistant Commandant for Operations' decision of this appeal shall constitute final agency action.

(c) Any Order of Apportionment made or issued under section 6 of the Truman-Hobbs Act, 33 U.S.C. 516, may be reviewed by the Court of Appeals for any judicial circuit in which the bridge in question is wholly or partly located, if a petition for review is filed within 90 days after the date of issuance of the order. The review is described in section 10 of the Truman-Hobbs Act, 33 U.S.C. 520. The review proceedings do not operate as a stay of any order issued under the Truman-Hobbs Act,

33 CFR Ch. I (7-1-06 Edition)

other than an order of apportionment, nor relieve any bridge owner of any liability or penalty under other provisions of that act.

[CGD 91-063, 60 FR 20902, Apr. 28, 1995, as amended by CGD 96-026, 61 FR 33663, June 28, 1996; CGD 97-023, 62 FR 33363, June 19, 1997]

PART 117—DRAWBRIDGE OPERATION REGULATIONS

Subpart A—General Requirements

Sec.
 117.1 Purpose.
 117.3 Applicability.
 117.4 Definitions.
 117.5 When the draw shall open.
 117.7 General duties of drawbridge owners and tenders.
 117.9 Delaying opening of a draw.
 117.11 Unnecessary opening of the draw.
 117.15 Signals.
 117.17 Signalling for contiguous drawbridges.
 117.19 Signalling when two or more vessels are approaching a drawbridge.
 117.21 Signalling for an opened drawbridge.
 117.23 Installation of radiotelephones.
 117.24 Radiotelephone installation identification.
 117.31 Operation of draw for emergency situations.
 117.33 Closure of draw for natural disasters or civil disorders.
 117.35 Operations during repair or maintenance.
 117.37 Opening or closure of draw for public interest concerns.
 117.39 Closure of draw due to infrequent use.
 117.41 Maintenance of draw in fully open position.
 117.43 Changes in draw operation requirements for regulatory purposes.
 117.45 Operation during winter season in the Great Lakes area.
 117.47 Clearance gages.
 117.49 Process of violations.

Subpart B—Specific Requirements

117.51 Purpose.
 117.53 Applicability.
 117.55 Posting of requirements.
 117.57 Advance notice.
 117.59 Special requirements due to hazards.

ALABAMA

117.101 Alabama River.
 117.103 Bayou La Batre.
 117.105 Bayou Sara.
 117.107 Chattahoochee River.
 117.109 Coosa River.
 117.113 Tensaw River.
 117.115 Three Mile Creek.